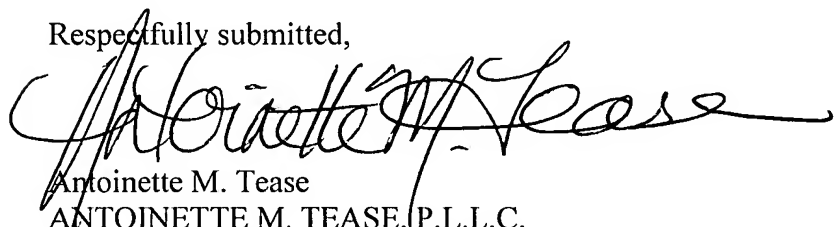


REMARKS

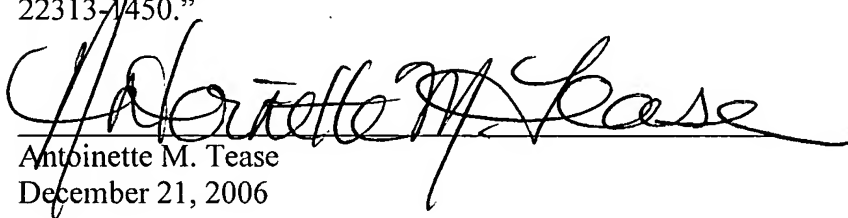
Claims 1-27 have been cancelled, and claims 28-38 have been added to conform to the claims in U.S. Patent Application No. 7,070,985. The only difference between the new claims and the claims in the '985 patent is that the claims in the current application refer to "a seed grain" rather than to barley seed. The term "seed grain" is defined in claim 38 (and former claims 25-27) to include rye, rice, wheat, mustard and grass. With these amendments, no provisional election should be required.

Respectfully submitted,



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**Certificate of Mailing:** I certify that on the date below this document and referenced attachments, if any, were deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450."



Antoinette M. Tease  
December 21, 2006